

## FISCAL NOTE

### SB 60 - HB 36

March 7, 2005

**SUMMARY OF BILL:** Authorizes law enforcement officers to require both alcohol and drug tests if a driver is stopped for DUI or involved in vehicular assault, vehicular homicide, or aggravated vehicular homicide. Creates a new blood alcohol/drug concentration fee of \$100 for funding additional forensic staff for the Tennessee Bureau of Investigation.

#### ESTIMATED FISCAL IMPACT:

**Increase State Expenditures:**

**\$31,700/Incarceration\***

**Less Than \$100,000/TBI**

**Exceeds \$400,000/Earmarked for TBI Forensic Staff**

**Increase State Revenues:**

**Less Than \$100,000/TBI**

**Exceeds \$400,000/Earmarked Toxicology Testing Fund**

**Increase Local Govt. Expenditures\* – Less Than \$100,000**

**Increase Local Govt. Revenues – Less Than \$100,000**

#### Assumptions:

- Three additional convictions for vehicular assault, a Class D felony as results of additional testing.
- Local government expenditures and revenues will increase due to additional DUI convictions. These increases are estimated to be less than \$100,000.
- TBI will incur costs and collect the current fees for performing additional drug tests. These increases are estimated to be less than \$100,000.
- TBI will collect a new fee of \$100 for each blood sample tested with an estimated total in revenues exceeding \$400,000 earmarked for TBI Toxicology Unit Intoxicant Testing Fund.

*\*Section 9-6-119, TCA, requires that: For any law enacted after July 1, 1986, which results in a net increase in periods of imprisonment in state facilities, there shall be appropriated from recurring revenues the estimated operating cost of such law.*

*\*Article II, Section 24 of the Tennessee Constitution provides that: no law of general application shall impose increased expenditure requirements on cities or counties unless the General Assembly shall provide that the state share in the cost.*

#### CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director